

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE DIET DRUGS)
(Phentermine/Fenfluramine/Dexfenfluramine)) MDL NO. 1203
PRODUCTS LIABILITY LITIGATION)
THIS DOCUMENT RELATES TO:)
PEGGY MARTINEZ, *et al.*) Civil Action No: 2:02-cv-20135-HB
Plaintiffs,)
v.)
AMERICAN HOME PRODUCTS)
CORPORATION, *et al.*,)
Defendants.)

ANNA CARDINALE'S MOTION FOR SUBSTITUTION

Anna Cardinale files this motion for substitution of parties and show the following:

1. Intervenor Plaintiff Louis Cardinale passed away on September 1, 2002. Anna Cardinale is the decedent's wife, such as the executrix of the estate of decedent Louis Cardinale. Anna Cardinale respectfully requests that this Court substitute her as the intervenor plaintiff on behalf of decedent Louis Cardinale.
2. In the interests of justice, this Court should permit Anna Cardinale to substitute on behalf of the decedent. This case has been settled, and thus there is no prejudice to the defendants.

CONCLUSION

Because Anna Cardinale is the decedent's wife, such as the executrix of the estate of decedent Louis Cardinale, Anna Cardinale's motion for substitution should be granted.

Respectfully submitted,

THE O'QUINN LAW FIRM



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of Anna Cardinale's Motion for Substitution has been filed electronically and is available for viewing and downloading from the ECF system. Service on all attorneys of record who do not receive notice by electronic mail from the ECF system was accomplished as set forth below on April 16th, 2008.



A handwritten signature in black ink, appearing to read "Anna Cardinale". It is written in a cursive style with a long horizontal line underneath it.

Dated: April 16th, 2008

SERVICE LIST

VIA US MAIL

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PRETRIAL ORDER NO.

AND NOW, this _____ day of _____, 2008, it is hereby ORDERED and
DECREED that Anna Cardinale's Motion for Substitution is GRANTED. Intervenor Plaintiff
Anna Cardinale is substituted as the proper party plaintiff for decedent Louis Cardinale.

BY THE COURT:

Chief Judge Harvey Bartle, III